

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 658/49679CO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231



Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 09/784,338

Filed on February 16, 2001

Of Joerg Giesler et al.

Entitled: SYSTEM FOR DELIVERING ELASTOMERIC MEDIA,
USE OF THE SYSTEM AS WELL AS TWO OPERATING
METHODS

Examiner: Not Yet Assigned

Group: Not Yet Assigned

- X 1. Accompanying this order is a true copy of the prior application as originally filed.

20 total pages (15 pages of specification including 17 claims and abstract, 2 sheets of drawings with Figures 1-3 and 3 pages of unexecuted Declaration and Power of Attorney).

- X 2. New Formal drawings are being filed herewith consisting of 2 sheet(s), depicting Figures 1-3.

- X 3. Declaration and Power of Attorney:

a. Newly executed (original or copy)

b. X Copy from prior application (unexecuted).

i. Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

- X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as

being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- ☐ 5. Cancel original claims .
- ☐ 6. Small entity status:
- a. ☐ A small entity statement is enclosed
- b. ☐ A statement of small entity status (copy attached) was filed on ☐ in the prior application and status as a small entity is still proper and desired.
- c. ☐ Is no longer claimed
- ☒ 7. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee					<u>\$370</u>	<u>\$740</u>
Total Claims	<u>17</u>	- 20	= <u>0</u>	x 9 = \$	<u> </u>	18 = \$
Ind. Claims	<u>1</u>	- 3	= <u>0</u>	x 42 = \$	<u> </u>	84 = \$
<u> </u> Multiple Dependent Claims				+ 140 = \$	<u> </u>	280 = \$
				Total	<u>\$</u>	<u>\$ 740</u>

- ☒ 8. Please charge my Deposit Account No. 05-1323 (Docket 658/49679) in the amount of \$740.00.
- ☐ 9. A check in the amount of \$ to cover the filing fee is enclosed.
- ☒ 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket 658/49679).
- ☒ 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/784,338, filed February 16, 2001.--
- ☒ 12. Priority of Appln. No(s). 00122496.3, filed in Europe on October 14, 2000, is hereby claimed under 35 U.S.C. 119.
- ☐ 13. A certified copy of each said priority document was filed in application Serial No. on .

- 14. The prior application is assigned of record to —.
- X 15. The power of attorney in the prior application is to:
Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.
- X a. The power appears in the original application papers in the prior application.
- X b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:
CROWELL & MORING, L.L.P.
P.O. Box 14300
Washington, DC 20044-4300
- 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X 17. A Preliminary Amendment is being filed herewith.
- X 18. Translator's Declaration with 19 pages English translation of German application.
- X 19. Claim for Priority with certified copy of European appln. 00122496.3.
- X 20. Submission of Missing Parts in Application.
- X 21. Petition for Extension of Time (4 months).
- X 22. Information Disclosure Statement and Form PTO-1449 with 11 references.

X 23. Declaration and Power of Attorney (unexecuted)

X 24. Return Receipt Postcard.

Respectfully submitted,

October 11, 2001



Donald D. Evenson
Registration No. 26,160

CROWELL & MORING, L.L.P.
P.O. Box 14300
Washington, D.C. 20044
Tel: (202) 624-2500
Fax: (202) 628-8844

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